

13281 U.S. PTO
07/22/03

PATENT
Customer Number 22,852
Attorney Docket No. 04329.2344-02

03807 U.S. PTO
10/623732
07/22/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Prior Application Art Unit: 2822 Prior Application Examiner: Michael M. Trinh

SIR: This is a request for filing a

Continuation Continuation-in-Part Divisional Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/609,107 filed June 30, 2000 of Kyoichi SUGURO, Kiyotaka MIYANO, Ichiro MiZUSHIMA, Yoshitaka TSUNASHIMA, Takayuki HIRAOKA, Yasushi AKASAKA, and Tsunetoshi ARIKADO for SEMICONDUCTOR DEVICE AND METHOD FOR MANUFACTURING THE SAME

1. Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 09/609,107 as originally filed on June 30, 2000, which is incorporated herein by reference.
2. Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 122(b)(2)(B)(i).
4. Cancel claims 6-33 without prejudice or disclaimer of the subject matter thereof. Applicants reserve the right to pursue other non-elected inventions from the parent application in subsequent divisional applications.
5. A Preliminary Amendment is enclosed.
6. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 5 above.

Basic Application Filing Fee				\$750	\$ 750.00
	Number of Claims	Basic	Extra Claims		
Total Claims	5 -	20	0 x \$18		0.00
Independent Claims	3 -	3	0 x \$84		0.00

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<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)	+\$280	0.00
Subtotal	\$	750.00
Reduction by 1/2 if small entity	-	0.00
TOTAL APPLICATION FILING FEE	\$	750.00

7. A check in the amount of \$750 to cover the filing fee is enclosed.

8. The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.

9. Amend the specification by inserting before the first line, the following new paragraph:

This is a division of Application No. 09/609,107, filed June 30, 2000, which is incorporated in its entirety herein by reference.

10. New acceptable drawings are enclosed.

11. The prior application is assigned of record to: Kabushiki Kaisha Toshiba, recorded at Reel 010911/Frame 0156

12. Priority of Application No. 11-187053, filed on June 30, 1999 in Japan and Application No. 11-263742, filed on September 17, 1999 in Japan is claimed under 35 U.S.C. § 119. Certified copies

 is enclosed or are on file in the prior application.

13. Small entity status is appropriate and applies to this application.

14. The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson,

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15. The power appears in the original declaration of the prior application.
16. Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
17. Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, Customer Number 22,852.

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18. Recognize as associate attorney _____

19. Also enclosed is an Information Disclosure Statement and Form
PTO 1449

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in parent Application No. 09/609,107, filed June 30, 2000, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 22, 2003

By: Bryan S. Latham
Bryan S. Latham
Reg. No. 49,085

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